

**IN THE UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF WEST VIRGINIA  
AT BECKLEY**

MATTHEW GIBSON,

Plaintiff,

vs.

Civil Action No. 5:21-cv-00181  
Honorable Frank W. Volk

LOUISE E. GOLDSTON, individually,  
COUNTY COMMISSION OF RALEIGH  
COUNTY, a political subdivision,  
JEFF MCPEAKE, individually,  
BRIAN WHITE, individually,  
BOBBY STUMP, individually,

Defendant.

**PLAINTIFF'S RESPONSE TO DEFENDANT RALEIGH COUNTY COMMISSION'S  
MOTION IN LIMINE TO EXCLUDE LAY OPINION TESTIMONY**

NOW COMES Plaintiff, Matthew Gibson, by and through counsel, John H. Bryan, and for his response to PLAINTIFF'S RESPONSE TO DEFENDANT RALEIGH COUNTY COMMISSION'S MOTION IN LIMINE TO EXCLUDE LAY OPINION TESTIMONY, states the following:

1. That, Plaintiff does not object to entry of an order precluding the introduction of inappropriate lay opinion testimony, from any witness for either party, including the defendant police officers.

MATTHEW GIBSON,  
By Counsel

/s/ John H. Bryan

John H. Bryan, State Bar ID # 10259  
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*For Plaintiff*

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BRIAN WHITE, individually,  
BOBBY STUMP, individually,  
KYLE LUSK, individually,

Defendant.

**CERTIFICATE OF SERVICE**

I, John H. Bryan, do hereby certify that I have delivered a true copy of the foregoing PLAINTIFF'S RESPONSE TO DEFENDANT RALEIGH COUNTY COMMISSION'S MOTION IN LIMINE TO EXCLUDE LAY OPINION TESTIMONY, has been served upon counsel of record by using the CM/ECF System, this the 13th day of June, 2022, and addressed as follows:

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*Counsel for Raleigh County Defendants*

/s/ John H. Bryan

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